

EASTERN DIVISION

FILED

JUL 7 2008 aew
7-7-2008MICHAEL W. BOBBINS
CLERK, U.S. DISTRICT COURTMIGUEL RIVERA #64650, PROSE:
PLAINTIFF

VS.

People of the STATE of IllinoisHon. Judge Edward Fiala et At,
Defendants.

08cv3848

JUDGE HOLDERMAN
MAG. JUDGE ASHMANMOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

PLAINTIFF
Now COMES the DEFENDANT PRO SE BEFORE this COURT and
RESPECTFULLY REQUEST THAT DEFENDANT BE GRANTED LEAVE TO FILE
IN FORMA PAUPERIS THE ATTACHED PETITION FOR CIVIL RIGHTS ACT
TITLE 42 SECTION 1983 U.S. CODE. CASE OF WRONGFUL CHARGE AND
CONVICTION/ WRONGFUL SENTENCING/INFORCING A DOUBLE JEOPARDY ACT.
IN SUPPORT OF THIS REQUEST, DEFENDANT RIVERA STATES THE

Following:

PLAINTIFF
1.) DEFENDANT IS A OUT OF STATE - CON-PAKED IN THE STATE OF NEW
MEXICO. AND HE IS PRESENTLY INCARCERATED AT CNMCF/APA-1-B-E-101.
P.O. BOX 1328. LAS LUNAS, NM 87031, AND HE HAS BEEN SINCE 2006.

PLAINTIFF
2.) DEFENDANT HAS BEEN SENTENCED TO THREE CONCURRENT
EXTENDED TERMS OF FORTY (40) YEARS AND A CONCURRENT FIVE YEARS-
SENTENCE.

PLAINTIFF
3.) DEFENDANT IS PRESENTLY WITHOUT NO ASSETS OR ANY SOURCE
OF INCOME IN WHICH TO PAY FOR THE COST OF THESE PROCEEDINGS.

CONCLUSION

PLAINTIFF
WHEREFORE THE DEFENDANT PRO SE PRAYS THAT THE LEAVE BE GRANTED
TO LEAVE TO FILE IN FORMA PAUPERIS AND THE ATTACHED PETITION FOR
CIVIL RIGHTS ACT RELIEF.

RESPECTFULLY SUBMITTED,
MIGUEL RIVERA #64650
MIGUEL RIVERA #64650,
PRO SE, CNMCF-APA-1-B-E-101,
P.O. BOX 1328,
LAS LUNAS, NM 87031.

1059
New Address: 9311 STATE HWY. SANTA FE, 87608
P.O. BOX 1328, CNMCF OF NEW MEXICO - P.O. Box 1328, LAS LUNAS, NM 87031

DISTRICT OF Illinois

EASTERN DIVISION

MHG

Miguel Rivera #64650 PROSE.
PLAINTIFF,

08cv3848
JUDGE HOLDERMAN
MAG. JUDGE ASHMAN

— vs —

Case No. _____

People of the States of Illinois

Hon. Judge Edward Fiala, et al.
DEFENDANTS,

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MICHAEL W. BOBBINS
CLERK, U.S. DISTRICT COURT

AFFIDAVIT IN SUPPORT OF REQUEST TO
PROCEED IN FORMA PAUPERIS

I, MIGUEL Rivera, BEING FIRST duly SWORN dePOSE AND SAY THAT I am THE ~~DEF~~ PLAINTIFF IN THE above ENTITIE CAUSE: IN SUPPORT OF MY Motion TO PROCEED without BEING REQUIRED TO PRE-PAY FEES, COSTS OR Give SECURITY.

- 1.) ARE YOU PRESENTLY EMPLOYED? No
- 2.) DO YOU OWN ANY CASH OR HAVE MONEY IN A CHECKING OR SAVING-ACCOUNT? No
- 3.) I DONT HAVE ANY MEANS OF FINANCIAL SUPPORT OR MONEY COMING INTO MY ACCOUNT. THIS FACILITY REFUSE TO GIVE ME AN TRANSLATION PRIORTOUT FOR THE LAST ~~SIX~~ MONTHS. I NEED HELP FROM THE COURT, TO TELL THEM TO GIVE ~~ME~~ ONE, WHEREFORE PLAINTIFF PRAYS THAT THE HON. COURT GRANTS HIM TO LEAVE TO PROCEED IN FORMA PAUPERIS.

RESPECTFULLY SUBMITTED,

Miguel Rivera, #64650
, PRO SE.

Penitentiary of New Mexico
4311 State Hwy. P. O. Box 1059,
Santa Fe, 87508-1530